

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division**

**BOND PHARMACY, INC., d/b/a AIS
HEALTHCARE,**

**Plaintiff-Counter
Defendant,**

v.

**ANTHEM HEALTH PLANS OF
VIRGINIA, INC., d/b/a ANTHEM
BLUE CROSS AND BLUE SHIELD,**

**Defendant-
Counterclaimant.**

Case No. 1:22-cv-01343-CMH-IDD

**PLAINTIFF/ COUNTER-DEFENDANT BOND PHARMACY, INC., d/b/a
AIS HEALTHCARE’S RULE 26(a)(3) DISCLOSURES**

In accordance with the Court’s February 22, 2023 Order, Plaintiff/ Counter-Defendant Bond Pharmacy, Inc., d/b/a AIS Healthcare (“AIS”), hereby submits the follow Rule 26(a)(3) Pretrial Disclosures.

I. Witnesses. AIS hereby incorporates its witness list, filed November 22, 2023. ECF No. 97. AIS reserves the right to call additional witnesses as may be required to authenticate documents or for rebuttal purposes. Plaintiff further reserves the right to call any witness who appears on Defendant Anthem Health Plans of Virginia, Inc., d/b/a Anthem Blue Cross and Blue Shield’s (“Anthem’s”) witness list or Rule 29(a)(3) disclosures. These disclosures are made without waiver of the attorney-client privilege, attorney work product doctrine, or any other applicable privilege. AIS reserves the right to add to or amend these disclosures as appropriate and/or necessary.

II. Deposition designations. AIS does not currently expect to present any testimony by deposition. However, if a witness is unable or refuses to attend trial, AIS will present the following deposition testimony in lieu of live testimony. The specific deposition designations for each witness are set forth in **Exhibit A**. AIS reserves the right to modify any designation, offer any designation identified by any other party, offer counter-designations based on the designation of another party, and offer any other deposition testimony for impeachment or rebuttal purposes. By identifying the designations, AIS does not waive, and expressly reserves, the right to object to the admissibility of any such designations (or referenced exhibits) or offer them for only a limited purpose at trial.

- A.** Beverly Aborne
- B.** Lorrie Cahoon
- C.** Simon Castellanos
- D.** Blaine Forshage
- E.** Tom Golias
- F.** Paige Henning
- G.** Scott Kovacs
- H.** Patricia Sobecki
- I.** Leah Timmerman

III. Exhibits. AIS hereby incorporates its exhibit list, filed November 22, 2023. ECF No. 94. AIS reserves the right to amend and supplement this list as necessary, including but not limited to adding exhibits necessary for rebuttal, for impeachment, or to cross examine any witness listed on Anthem's witness list.

AIS further reserves the right to utilize demonstrative and summary exhibits, including, but not limited to, illustrations; summaries of testimony, documents and data; charts; models; computer animations; PowerPoint presentations; videotapes; enlargements of portions of records and testimony; jury instructions; and/or photographs and maps.

Date: December 1, 2023

Respectfully submitted,

By: 

Paul A. Werner

Imad Matini

Hannah Wigger (admitted *pro hac vice*)

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CERTIFICATE OF SERVICE

I hereby certify that, on December 1, 2023, the foregoing document was served via the Court's electronic filing system to the following counsel of record:

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